

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF WASHINGTON

LARRY I. NEWKIRK and RUTH A.
NEWKIRK,

Plaintiffs,

V.

CONAGRA FOODS, INC., a Delaware corporation, et al.,

Defendants.

No. CV-08-273-FVS

ORDER GRANTING
PLAINTIFFS' MOTION TO
DISMISS

THIS MATTER having come before the Court without oral argument for consideration of two motions; no party having objected; Now, therefore

IT IS HEREBY ORDERED:

1. The "Motion to Expedite Hearing on Motion to Dismiss Defendants International Flavors and Fragrances, Inc. and Bush Boake Allen, Inc." (Ct. Rec. 146) is granted.

2. The "Motion of Plaintiffs to Dismiss International Flavors & Fragrances, Inc. and Bush Boake Allen, Inc. without prejudice" (Ct. Rec. 144) is granted.

IT IS SO ORDERED. The District Court Executive is hereby directed to enter this order and furnish copies to counsel.

DATED this 30th day of October, 2009.

s/Fred Van Sickle
Fred Van Sickle
Senior United States District Judge